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4442-75873

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare:

That my residence, post office address and citizenship are as stated below next to my name.

That I verily believe I am the original and first and inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

"BULK MATERIAL COOLER FOR COOLING HOT MATERIALS TO BE COOLED"

the specification of which (check one)

☐ is attached hereto.
☒ was filed on May 16, 2006 as
☒ Application Serial No. 10/579358
 and was amended on _____
 (if applicable)

That I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

That I acknowledge the duty to disclose information known to be material to patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

That I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

DE 10355822.5

November 28, 2003

That I hereby claim the benefit under Title 35, United States Code, §119 and/or §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior United States Application(s)

| | | |
|-----------------------------------|------------------------|--|
| _____ (Application Serial No.) | _____ (Filing Date) | _____ (Status)-(Patented, pending, abandoned) |
| _____ (Application Serial No.) | _____ (Filing Date) | _____ (Status)-(Patented, pending, abandoned) |
| _____ (Application Serial No.) | _____ (Filing Date) | _____ (Status)-(Patented, pending, abandoned) |

That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

I hereby appoint Kevin W. Gynn (Reg. 29,927), following attorneys and agents listed under Customer No. 24978, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and request that all correspondence and telephone calls in respect to this application be directed to Kevin W. Gynn at GREER, BURNS & CRAIN, LTD., Suite 2500, 300 South Wacker Drive, Chicago, Illinois 60606, Telephone No. (312) 360-0080.

Address for Correspondence:

Kevin W. Gynn, Esq.
GREER, BURNS & CRAIN, LTD.
300 S. Wacker Drive - Suite 2500
Chicago, Illinois 60606
Tel.: (312) 360-0080
Fax: (312) 360-9315
Customer No.: 24978

Full name of first inventor

Matthias Mersmann

Inventor's signature:



Date:

Oct. 2, 2006

Residence and Post Office Address:

Franssens Busch 14

4731 Lichtenbusch

BELGIUM

Citizenship:

German

Full name of additional
joint inventor, if any:

Karl Schinke

Inventor's signature:



Date:

Sept. 28, 2006

Residence and Post Office Address:

Berrenrather Strasse 337

50937 Köln

GERMANY

Citizenship: